

# **EXHIBIT I – Part 2**

## **EXHIBIT B**

**COPY**

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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FEN Z. CHEN, JIN L. DONG, DE Q. LIAN,  
DIAN LIN, GONG Y. WANG, ZHUK YONG,  
JIN D. YOU and CONG D. ZHENG,

Plaintiffs,

-against-

07 CV 03307  
(LTS) (RLE)

REPUBLIC RESTAURANT CORP., REPUBLIC  
GC, LLC, ME'KONG DELTA, INC., HUY CHI  
LE, LINH HUE LE and LIANG JIN LIN,

Defendants.  
-----X

February 22, 2008  
9:45 A.M.

Deposition of Plaintiff, by FEN

Z. CHEN, taken by Defendants, pursuant to  
Notice, at the offices of McDermott Will &  
Emery LLP, 340 Madison Avenue, New York, New  
York 10017, before Charisse Romeo, a Shorthand  
Reporter and Notary Public within and for the  
State of New York.

ARTA PASCULLO, President



**CLASSIC REPORTING, INC.**  
**TOTAL LITIGATION SUPPORT**

13 West 36th Street • New York, New York 10018  
Tel: (212) 268-2590 • Fax: (212) 268-2596

1 F. Chen

2 restaurant located in 55th Street between  
3 Third Avenue and Lexington Avenue.

4 Q. And is this the restaurant that  
5 you read about in the newspaper?

6 A. Yes, both. I read about it in  
7 the newspaper and the people talk about it.  
8 And also another restaurant that is across the  
9 street, the name is Su Chai, S-U C-H-A-I.

10 Q. When you say "across the street,"  
11 do you mean across the street from Republic  
12 Restaurant?

13 A. Yes.

14 Q. Do you speak any English?

15 A. No.

16 Q. Do you read any English?

17 A. No.

18 Q. How long have you worked as a  
19 delivery person in New York?

20 A. Between 13 and 14 years as a  
21 delivery person.

22 Q. Are you able to read street  
23 signs?

24 MR. ROSSELLI: Objection.

25 Q. You can answer.

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Defendants.

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March 11, 2008  
9:55 A.M.

Deposition of Plaintiff, by CONG

DIAN ZHENG, taken by Defendants, pursuant to  
Notice, at the offices of McDermott Will &  
Emery LLP, 340 Madison Avenue, New York, New  
York 10017-4613, before Charisse Romeo, a  
Shorthand Reporter and Notary Public within  
and for the State of New York.

ARTA PASCULLO, President



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1 C. Zheng

2 speculate.

3 You can answer, if you know.

4 A. I don't remember.

5 Q. Do you know if any of your other  
6 plaintiffs in this case approached the  
7 restaurant about trying to settle the case?

8 A. I don't remember.

9 Q. You don't remember?

10 A. No, I don't remember.

11 Q. You don't remember. How long  
12 have you worked for Republic Restaurant?

13 A. About three years.

14 Q. Okay. Does that mean that you  
15 started in 2005?

16 A. It was back in 2004.

17 Q. 2004. And how long have you been  
18 in the United States?

19 A. Almost 15 years.

20 Q. And is it your testimony that you  
21 don't speak or read any English?

22 A. I don't read, but I know how to  
23 speak a little.

24 Q. And do you understand English a  
25 little?

1 C. Zheng

2 A. Very limited to how are you,  
3 blah, blah, blah. Others, no.

4 Q. Okay. Have you worked at other  
5 restaurants before you worked at Republic  
6 Restaurant?

7 A. Yes --

8 Q. Okay.

9 A. -- I did.

10 Q. Okay. Have you worked since  
11 you've been in the United States for any  
12 employer that was not a restaurant?

13 A. I worked for half-year at a place  
14 where my duty was to deliver stuff to the  
15 restaurant. Later, I went to work at the  
16 restaurants.

17 Q. So do I understand correctly that  
18 you worked for a restaurant supplier?

19 A. Well, would you repeat your  
20 question again? I don't understand.

21 Q. Yes. Was this a restaurant  
22 supplier that you worked for?

23 A. Yes. Yes.

24 Q. What was the name of the company?

25 A. It was located at Chinatown. The

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Defendants.

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February 19, 2008  
2:23 P.M.

Deposition of Plaintiff, by ZHU  
KANG YONG, taken by Defendants, pursuant to  
Notice, at the offices of McDermott Will &  
Emery LLP, 340 Madison Avenue, New York, New  
York 10017, before Charisse Romeo, a Shorthand  
Reporter and Notary Public within and for the  
State of New York.

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ARTA PASCULLO, President



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1 Z. Yong

2 questions that I asked of him and his answers?

3 A. Yes, I did.

4 Q. To make this quicker, if you  
5 could try to listen to the question that I  
6 ask, okay, and try to answer the question that  
7 I ask, your deposition will take so little  
8 time that if you blink, you'll miss it.

9 A. Okay.

10 Q. All right. Do you speak or read  
11 any English?

12 A. No.

13 Q. No. When was the first time that  
14 you found out -- let me ask you this way, how  
15 long have you known that you are supposed to  
16 be paid extra if you work over 40 hours a  
17 week?

18 MR. ROSSELLI: I'm going to  
19 object. My objection is the same  
20 objection I made in the last deposition  
21 and that is, I would like some  
22 clarification on extra simply means  
23 more for an extra hour or whether his  
24 rate of pay is greater for each hour  
25 over 40.

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March 11, 2008  
2:22 P.M.

Deposition of Plaintiff, by GONG

YI WANG, taken by Defendants, pursuant to  
Notice, at the offices of McDermott Will &  
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1 G. Wang

2 Q. And you have you heard my  
3 questions and their answers to the questions?

4 A. Yes.

5 Q. First of all, do you speak some  
6 English?

7 A. I know how to say money amount  
8 for delivery.

9 Q. That's it?

10 A. Yes, and also the street signs.

11 Q. And how long have you been in the  
12 United States?

13 A. I came to the United States in  
14 October 2000.

15 Q. And when did you start working at  
16 Republic?

17 A. Since January, 2005.

18 Q. Since January, 2005?

19 A. Yes.

20 Q. And did you have jobs in the  
21 United States before you started working for  
22 Republic Restaurant?

23 A. Yes.

24 Q. Okay. Where did you work before?

25 A. I once worked for five months